

PRODUCT: 9 cartons, each containing 10 16-20 count boxes, and 15 cartons, each containing 10 21-25 count boxes, of frozen shrimp at Grand Rapids, Mich.

LABEL, IN PART: "Aero Foods Sea Foods By Air Glazed Weight 3 Pounds When Packed P. D. Q. Shrimp Peeled, Deveined, Quick Fresh Frozen."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Weight 3 Pounds When Packed" was inaccurate. (The packages contained less than the declared weight.)

DISPOSITION: December 4, 1952. The Sea Pak Corp., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Federal Security Agency.

## FRUITS AND VEGETABLES

### CANNED FRUIT

19829. Misbranding of canned grapefruit. U. S. v. 141 Cases \* \* \*. (F. D. C. No. 33691. Sample No. 8728-L.)

LABEL FILED: September 13, 1952, Northern District of New York.

ALLEGED SHIPMENT: On or about June 18, 1952, by Southern Fruit Distributors, Inc., from Orlando, Fla.

PRODUCT: 141 cases, each containing 24 cans, of grapefruit at Schenectady, N. Y.

LABEL, IN PART: "Bluebird Brand Florida Grapefruit \* \* \* Contents 1 Lb. or 453 grams."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label designation "Grapefruit" was false and misleading since the product contained grapefruit and orange; and, Section 403 (i), the label failed to bear the common or usual name of the product, namely, "grapefruit and orange."

DISPOSITION: November 19, 1952. Default decree of condemnation. The court ordered that the product be released to a charitable institution for its use and not for sale.

### JAMS, JELLIES, AND PRESERVES

19830. Misbranding of fruit preserves. U. S. v. Mitchell Syrup & Preserve Co. Plea of nolo contendere. Fine, \$3,000. (F. D. C. No. 33803. Sample Nos. 10203-L to 10205-L, incl., 54037-L to 54039-L, incl.)

INFORMATION FILED: October 23, 1952, Eastern District of Michigan, against the Mitchell Syrup & Preserve Co., a corporation, Detroit, Mich.

ALLEGED SHIPMENT: Between the approximate dates of February 11 and April 28, 1952, from the State of Michigan into the State of Illinois.

LABEL, IN PART: "Contents 2 Lbs. Avd. Dainty Lunch Brand Pure Apple Strawberry [or "Blackberry" or "Raspberry"] Preserves."

NATURE OF CHARGE: Misbranding, Section 403 (g) (1), the products failed to conform to the respective definitions and standards of identity for apple-strawberry, apple-blackberry, and apple-raspberry preserves since they were made from mixtures composed of less than 45 parts by weight of the respective